

**AN ORDINANCE BY
FINANCE/EXECUTIVE COMMITTEE**

10- ○-0744

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2010 AIRPORT RENEWAL AND EXTENSION FUND BUDGET TO ANTICIPATE AND APPROPRIATE TRANSPORTATION SECURITY ADMINISTRATION ("TSA") GRANT FUNDS IN THE AMOUNT OF \$7,877,381.06 FOR THE TSA'S SHARE OF MOA # HSTS04-04-A-DEPO53, FOR THE PAYMENT OF PRINCIPAL ON THE CITY OF ATLANTA AIRPORT PASSENGER FACILITY CHARGE AND SUBORDINATE LIEN REVENUE BONDS, SERIES 2004D-1 AND SERIES 2004D-2 ISSUED TO PAY CAPITAL COSTS FOR THE INSTALLATION AND OPERATION OF EXPLOSIVE DETECTION SYSTEMS IN AN "IN-LINE" BAGGAGE SYSTEM AT THE HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; TO REIMBURSE THE AIRPORT RENEWAL AND EXTENSION FUND FOR CAPITAL COSTS; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City"), as owner and operator of the Hartsfield-Jackson Atlanta International Airport ("Airport"), applies for offers of grants-in-aid to gain additional funding for ongoing and innovative projects at the Airport; and

WHEREAS, Resolution No. 03-R-0384, adopted by the Atlanta City Council on July 21, 2003 and approved by the Mayor on July 29, 2003, authorized the City to entered into Memorandum of Agreements ("MOA") with the Transportation Security Administration ("TSA") in an amount not to exceed \$180,600,000, for the Baggage Screening Project through which electronic explosive detection equipment for baggage screening is installed; and

WHEREAS, the City entered into a Memorandum of Agreement (MOA # HSTS04-04-A-DEPO53) with the TSA dated February 17th, 2004 for the installation and operation of an Explosives Detection System in an "in-line" baggage system at the Airport, as part of the Baggage Screening Project; and

WHEREAS, Ordinance 04-O-1249, adopted by the Atlanta City Council on July 19, 2004, and approved by the Mayor on July 22, 2004, anticipated and appropriated proceeds of the City's Airport Passenger Facility Charge and Subordinate Lien General Revenue Bonds, Series 2004D to finance portions of the "in-line" Baggage Screening Project; and

WHEREAS, the TSA's contribution for MOA # HSTS04-04-A-DEPO53 is \$93,750,000 (75%) of the total project expense; and

WHEREAS, the City has received reimbursement in the amount of \$7,877,381.06 from the TSA for MOA # HSTS04-04-A-DEPO53; and

WHEREAS, the City now intends to utilize the reimbursement in the amount of \$7,877,381.06 for the payment of principal on the Series 2004D-1 and Series 2004D-2 Airport Passenger Facility Charge and Subordinate Lien General Revenue Bonds, and to reimburse the Airport Renewal & Extension Fund (5502) for project costs.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS, as follows:

SECTION 1: That the FY 2010 Airport Renewal and Extension Fund Budget is hereby amended as follows:

ADD TO ANTICIPATION

5502.000002.3310998.7563000.000000.00000.0000.00000000.00000000	\$7,877,381.06
Airport Renewal & Extension Fund - Federal Grant Entitlement	

ADD TO APPROPRIATION

5502.200801.6110999.8000000.000000.00000.0000.00000000.00000000	\$5,750,000.00
Airport Renewal & Extension Fund Sinking Fund Requirement	

5502.200101.5999901.1512000.000000.00000.0000.00000000.00000000	\$2,127,381.06
Airport Renewal & Extension Fund Reserves	

SECTION 2: That the Chief Financial Officer is authorized to pay \$5,750,000.00 from the Airport Renewal & Extension Fund 5502.200801.6110999.8000000.0000000.00000.00000000.00000000 to the Airport Facility Revenue Bond Sinking Fund 5513.200816.5813001.8000000.000000.00000

ADD TO ANTICIPATION

5513.000002.3912042.0000000.000000.00000.0000.00000000.00000000	\$5,750,000.00
Airport Facility Revenue Bond Sinking Fund- Sinking Fund Requirement	

ADD TO ANTICIPATION

5513.200816.5811002.8000000.000000.00000.0000.00000000.00000000	\$5,750,000.00
Airport Facility Revenue Bond Sinking Fund- Revenue Bond Principal Payment	

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby waived to the extent of the conflict.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: Finance/ Executive Committee

Caption: AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2010 AIRPORT RENEWAL AND EXTENSION FUND BUDGET TO ANTICIPATE AND APPROPRIATE TRANSPORTATION SECURITY ADMINISTRATION ("TSA") GRANT FUNDS IN THE AMOUNT OF \$7,877,381.06 FOR THE TSA's SHARE OF MOA # HSTS04-04-A-DEPO53, FOR THE PAYMENT OF PRINCIPAL ON THE CITY OF ATLANTA AIRPORT PASSENGER FACILITY CHARGE AND SUBORDINATE LIEN REVENUE BONDS, SERIES 2004D-1 AND SERIES 2004D-2 ISSUED TO PAY CAPITAL COSTS FOR THE INSTALLATION AND OPERATION OF EXPLOSIVE DETECTION SYSTEMS IN AN "IN-LINE" BAGGAGE SYSTEM AT THE HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; TO REIMBURSE THE AIRPORT RENEWAL AND EXTENSION FUND FOR CAPITAL COSTS; AND FOR OTHER PURPOSES.

Council Meeting Date: May 3, 2010

Requesting Dept.: Department of Finance

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

The purpose of this legislation is to seek the City Council's approval to use TSA grant reimbursements received by the department of Aviation to redeem bonds issued for a TSA project and to reimburse the Airport's R & E fund for project expenses

2. Please provide background information regarding this legislation.

The City's department of Aviation entered into an MOA with the TSA for the installation and operation of an Explosives Detection System in an "in-line" baggage system at Hartsfield-Jackson Atlanta International Airport. The MOA called for the TSA to fund 75% of the project cost with the City paying the rest. The City adopted ordinance 04-O-1249 on July 19, 2004 to issue bonds to finance a portion of the Baggage System project and to redeem the bonds as project reimbursements are received from the TSA. The department of Aviation has completed the project and has received the final reimbursement from the TSA. The department wants to use the reimbursement to redeem the final portion of the bonds that were issued and to reimburse the R & E fund for project expenses.

3. If Applicable/Known:

- (a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** N/A
- (b) **Source Selection:** N/A
- (c) **Bids/Proposals Due:** N/A
- (d) **Invitations Issued:** N/A
- (e) **Number of Bids:** N/A
- (f) **Proposals Received:** N/A
- (g) **Bidders/Proponents:** N/A
- (h) **Term of Contract:** N/A

4. Fund Account Center (Ex. Name and number):

5502.200101.5999901.1512000.000000.000000.0000.000000000.000000000	\$2,127,381.06
Airport Renewal & Extension Fund Reserves	
5513.200816.5811002.8000000.000000.000000.0000.000000000.000000000	\$5,750,000.00
Airport Facility Revenue Bond Sinking Fund- Revenue Bond Principal Payment	

5. Source of Funds:

TSA Grant Reimbursement

6. Fiscal Impact:

N/A

7. Method of Cost Recovery: N/A

This Legislative Request Form Was Prepared By: Paul Kwaw

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE BYRD

Dept.'s Legislative Liaison: LaShawn Gardiner

Contact Number: 404-330-6449

Originating Department: Department of Finance

Committee(s) of Purview: Finance/ Executive

Chief of Staff Deadline: April 13, 2010

Anticipated Committee Meeting Date(s): April 26-28, 2010

Anticipated Full Council Date: May 3, 2010

Legislative Counsel's Signature: [Signature]

Commissioner Signature: [Signature]

Chief Procurement Officer Signature: _____

CAPTION

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2010 AIRPORT RENEWAL AND EXTENSION FUND BUDGET TO ANTICIPATE AND APPROPRIATE TRANSPORTATION SECURITY ADMINISTRATION ("TSA") GRANT FUNDS IN THE AMOUNT OF \$7,877,381.06 FOR THE TSA'S SHARE OF MOA # HSTS04-04-A-DEPO53, FOR THE PAYMENT OF PRINCIPAL ON THE CITY OF ATLANTA AIRPORT PASSENGER FACILITY CHARGE AND SUBORDINATE LIEN REVENUE BONDS, SERIES 2004D-1 AND SERIES 2004D-2 ISSUED TO PAY CAPITAL COSTS FOR THE INSTALLATION AND OPERATION OF EXPLOSIVE DETECTION SYSTEMS IN AN "IN-LINE" BAGGAGE SYSTEM AT THE HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; TO REIMBURSE THE AIRPORT RENEWAL AND EXTENSION FUND FOR CAPITAL COSTS; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): \$7,877,381.06

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) 4/13/10 (date)
Received by Mayor's Office: [Signature] Reviewed by: [Signature]
(date) (date)
Submitted to Council: _____
(date)